

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/559,778 Confirmation No. 2634  
Applicant : Elliott D. Light  
Filed : April 27, 2000  
Title : *System And Method For Storage And Retrieval Of Information  
Subject To Authorization By A Data Controller*  
TC/A.U. : 3625  
Examiner : James H. ZURITA

**COMMENT ON STATEMENT OF REASONS FOR ALLOWANCE****MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant has the following comments on the Examiner's Statement of Reasons for Allowance, as set forth in the Notice of Allowability dated July 1, 2009.

In the Statement of Reasons for Allowance, the Examiner referred to different portions of some of the allowed claims. Applicant respectfully submits that it is the overall combination recited in each claim that properly should be considered with respect to patentability, rather than selecting one or more particular elements. Moreover, some of the allowed claims are apparatus claims, and some are method claims, but the Examiner has cited method language from the allowed claims. Applicant respectfully submits that each claim's particular recitation, rather than the paraphrasing that the Examiner's citations constitute, properly should be considered respect to patentability.

**COMMENT ON STATEMENT OF REASONS  
FOR ALLOWANCE**  
U.S. Application No. 09/559,778

Finally, the Examiner has cited art which was not of record during prosecution of the subject application. Applicant does not necessarily agree with the Examiner's characterization of that art, nor does Applicant necessarily agree that the new citations even constitute prior art.

Respectfully submitted,  
KENYON & KENYON LLP

Dated: September 18, 2009

By: Frank L. Bernstein  
Frank L. Bernstein  
Reg. No. 31,484

Customer No. **25693**

KENYON & KENYON LLP  
333 West San Carlos St., Suite 600  
San Jose, CA 95110  
Telephone: (408) 975-7500  
Facsimile: (408) 975-7501